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Attorneys for Defendant Merrill Lynch & Co., Inc.

UNITED STATES DISTRICT COURT  
 SOUTHERN DISTRICT OF NEW YORK

|                                    |   |                             |
|------------------------------------|---|-----------------------------|
| -----X                             |   |                             |
| IN RE WORLD TRADE CENTER LOWER     | : | 21 MC 102 (AKH)             |
| MANHATTAN DISASTER SITE LITIGATION | : |                             |
|                                    | : |                             |
|                                    | : |                             |
|                                    | : |                             |
|                                    | : |                             |
|                                    | : |                             |
| -----X                             |   |                             |
| ANA DURAN (AND HUSBAND, MANUEL     | : | 07-CV-01493-AKH             |
| JARAMILLO),                        | : |                             |
|                                    | : | <b>NOTICE OF ADOPTION</b>   |
| Plaintiffs,                        | : | <b>OF ANSWER</b>            |
|                                    | : | <b>TO MASTER COMPLAINT</b>  |
| - against -                        | : | <b>BY MERRILL LYNCH</b>     |
|                                    | : |                             |
| 90 CHURCH STREET LIMITED           | : | <b>ELECTRONICALLY FILED</b> |
| PARTNERSHIP, LLC, <i>et al.</i> ,  | : |                             |
|                                    | : |                             |
| Defendants.                        | : |                             |
| -----X                             |   |                             |

PLEASE TAKE NOTICE THAT Defendant Merrill Lynch & Co., Inc. (“Merrill Lynch”), as and for its responses to the allegations set forth in the Complaint by Adoption (Check-Off Complaint) Related to the Master Complaint filed in the above-referenced action, hereby adopts Merrill Lynch’s Answer to Master Complaint, dated August 3, 2007, which was filed in the matter of *In re World Trade Center Lower Manhattan Disaster Site Litigation*, 21 MC 102 (AKH).

WHEREFORE, Merrill Lynch demands judgment dismissing the above-captioned action as against it, together with its costs and disbursements and for such other and further relief as this Court deems just and proper.

Dated: New York, New York  
January 18, 2008

DICKSTEIN SHAPIRO LLP

By: /s/ Judith R. Cohen

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